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OFFICE OF PETITIONS

**TYCO HEALTHCARE – EDWARD S.
JARMOLOWICZ
15 HAMPSHIRE STREET
MANSFIELD MA 02048**

In re Application of :
Matthew J. Perry et al :
Application No. 10/784,323 : **DECISION GRANTING PETITION**
Filed: February 23, 2004 : **UNDER 37 CFR 1.313(c)(2)**
Attorney Docket No. 1828K :

This is a decision on the petition under 37 CFR 1.313(c)(2), filed November 21, 2007, to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

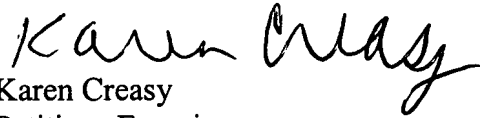
Petitioner is advised that the issue fee paid on September 17, 2007 cannot be refunded. If, however, this application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.¹

The file does not indicate a change of address has been submitted, although the address given on the petition differs from the address of record. If appropriate, a change of address should be filed in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record.

Telephone inquiries should be directed to the undersigned at (571) 272-3208.

¹ The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Part B – Fee(s) Transmittal Form (along with any balance due at the time of submission). Petitioner is advised that the Issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment of the application.

This application is being referred to Technology Center AU 3772 for processing of the request for continued examination under 37 CFR 1.114 and for consideration of the concurrently filed IDS.

A handwritten signature in black ink, appearing to read "Karen Creasy". The signature is fluid and cursive, with the first name "Karen" and last name "Creasy" clearly distinguishable.

Karen Creasy
Petitions Examiner
Office of Petitions

cc:

**KURT F. JAMES
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Date : November 26, 2007
TO : Director, Office of Patent Publication
FROM : Office of Petitions
SUBJECT : Withdrawal from Issue of **Application No. 10/784,323**

Applicant(s) : Matthew J. Perry et al
Application No. : 10/784,323
Filed : February 23, 2004

The above-identified application has been assigned Patent No. 7,303,535 and an issue date of December 4, 2007.

It is hereby directed that this application be withdrawn from issue at the request of the applicant. Do not refund the issue fee.

The following erratum should be published in the Official Gazette if the above-identified application is published in the OG of December 4, 2007:

"All reference to Patent No. 7,303,535 to Matthew J. Perry et al of Rhode Island for COMPRESSION TREATMENT SYSTEM appearing in the Official Gazette of December 4, 2007 should be deleted since no patent was granted."

Karen Creasy

Karen Creasy
Petitions Examiner
Office of Petitions

cc: Paul Harrison
Deneise Boyd
Mary Louise McAskill
Niomi Farmer
Mary E. Johnson (Cookie)
Duane Davis (CDS)
Brad Harris
Kim Terrell
Kay Pinkney
Betty Powell